IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 12.07.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice V.DHANAPALAN

Habeas Corpus Petition No.630 of 2006

Khaja Moideen ... Petitioner

Vs.

1.The Inspector of Police,
Sembium Police Station,
Chennai.

2.The Deputy Commissioner,
M.K.B.Nagar,
Chennai.

3.Thyagarajan .. Respondents

Petition under Article 226 of the Constitution of India for the issuance of a Writ of Habeas Corpus to direct the respondents to produce the petitioner's wife Sangeetha D/o Thyagarajan before this Court and set her at liberty forthwith.

For Petitioner : Mr.S.A.Syed Haroon

For Respondents 1 & 2 : Mr.M.Babu Muthu Meeran
Addl. Public Prosecutor

For 3rd respondent : Mr.M.Sathyanarayanan

O R D E R

(Order of the Court was made by P.SATHASIVAM,J.)

The petitioner, by name Khaja Moideen, filed this petition for production of his wife Sangeetha D/o Thyagarajan before this Court and set her at liberty forthwith.

2. Pursuant to the direction of this Court, the detenue Sangeetha appeared before us. According to her, she is aged about 24 years. Though she admitted that she married the petitioner on 07.04.2006, she prefers to stay with her parents, particularly, with the third respondent, who is none else than her father. Even after explaining

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the fact that she married the petitioner on 07.04.2006, sh
determined and asserted that she prefers to stay with her father only.

3. In the light of her assertion and she being a major aged abou
24 years, we are not inclined to go into the validity or otherwise o
the marriage said to have been taken place on 07.04.2006. We permi
the petitioner to stay along with her father, according to her wish
The parties are at liberty to move before the appropriate Forum t
vindicate their grievance, if they so desire.

4. With the above observation, this petition is closed.

raa

Sd/-
Assistant Registrar

/true copy/

Sub Assistant Registrar

To

1.The Inspector of Police,
Sembium Police Station,
Chennai.

2.The Deputy Commissioner,
M.K.B.Nagar,
Chennai.

3.Public Prosecutor
High Court, Madras.

1 CC TO MR.M. SATHIYANARAYANAN, ADVOCATE (SR NO 30069)

1 CC TO MR.S.A. SYED HAROON, ADVOCATE (SR NO 29937)

HCP. No.630 of 2006

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